

FEB 08 2007

ROBERT H. SHEMMELL, CLERK  
BY [Signature] DEPUTY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
ALEXANDRIA DIVISION

JOSEPH AUGUSTINE

DOCKET NO. 06-CV-1278

VERSUS

JUDGE DRELL

STALDER, ET AL

MAGISTRATE JUDGE KIRK

J U D G M E N T

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein, and after an independent review of the record including the objections filed by the plaintiff, and having determined that the findings and recommendation are correct under the applicable law;

IT IS ORDERED that Plaintiff's Civil Rights Complaint be and is hereby **DISMISSED**, *sua sponte*, under 28 U.S.C. §1915(e)(2)(B)(ii) for failing to state a claim for which relief can be granted.

THUS DONE AND SIGNED in Chambers at Alexandria, Louisiana, on this 2<sup>nd</sup> day of

FEBRUARY, 2007.



DEE D. DRELL  
UNITED STATES DISTRICT JUDGE